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September 2004

Dear Members of the Business Law Section:

Attached is the Section's September 2004 Report on Third-Party Remedies Opinions.

This report was prepared by the Section's Opinions Committee, approved by its Executive Committee, and sets forth the Section's position on important issues relating to remedies opinions. You will find it very useful in your opinion practice, for example in determining when a remedies opinion is appropriate, understanding its scope and meaning, and deciding when and how to express exceptions to the opinion. It is an extremely important contribution to the literature on national opinion practice, and I believe it should have a prominent place in your virtual or actual library.

I want to thank the members of the Opinions Committee for their energetic, thoughtful and arduous efforts over four years in producing this quality report. They are listed in Appendix 2 of the report. Every member had an active role, but particular thanks are due to the members of the Steering Committee (John Power - Chair, Morris Hirsch - Vice Chair, Bradbury Clark, Nelson Crandall, Richard Frasch, Jerome Grossman, Moshe Kupietzky, Henry Lesser, Carol Lucas, Ann Walker and Steven Weise) and to others who served in leading roles, including Ethan Falk, Kenneth Carl, Peter Carson and Steven Sherman.

The production of this report is another example of the enormous value provided by the Section to its members and to the Bar. It is available on the Section's website at www.calbar.ca.gov/buslaw/opinions, and as members of the Section you may purchase hard copies at their approximate printing cost (for a limited time, after which the price will increase) by ordering them at www.calbar.org/buslaw/publications.

Very truly yours,

Charles L. Crouch, III, Chair
Executive Committee
Business Law Section